

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 431 be amended to read as follows:

- 1 Page 4, line 16, delete "JANUARY 1, 2008]:" and insert "JULY 1,
- 2 2007]:".
- 3 Page 12, between lines 39 and 40, begin a new paragraph and insert:
- 4 "SECTION 18. [EFFECTIVE UPON PASSAGE] (a) **This**
- 5 **SECTION applies notwithstanding the effective date of:**
- 6 (1) IC 13-18-10-1.5 and IC 13-18-10-2.4, both as added by this
- 7 act; and
- 8 (2) the amendments under this act to IC 13-11-2-8,
- 9 IC 13-11-2-191, IC 13-18-10-1, IC 13-18-10-2, IC 13-18-10-2.1,
- 10 and IC 13-18-10-2.2.
- 11 (b) The definitions in IC 13-11-2 apply in this SECTION.
- 12 (c) Subject to subsection (d), the Indiana Code sections referred
- 13 to in subsection (a), as added or amended by this act, apply to the
- 14 following confined feeding operations and CAFOs in the same
- 15 manner those sections would have applied if those sections had
- 16 been in effect on the date the application for the confined feeding
- 17 operation or CAFO was submitted to the department of
- 18 environmental management or the notice of intent for general
- 19 NPDES permit coverage for the CAFO was filed with the
- 20 department:
- 21 (1) A confined feeding operation or CAFO for which a person
- 22 is required to submit an application to the department for
- 23 approval under IC 13-18-10-1(a), as amended by this act.
- 24 (2) A CAFO for which a person is required to submit an
- 25 application to the department for approval of an individual
- 26 NPDES permit for the CAFO under 327 IAC 5.
- 27 (3) A CAFO for which a person is required to file a notice of
- 28 intent under 327 IAC 15 for general NPDES permit coverage
- 29 for the CAFO.
- 30 (d) Subsection (c) applies only if:
- 31 (1) an application referred to in subsection (c) was not

1 **approved by the department of environmental management**
2 **before the effective date of this SECTION; or**
3 **(2) the date of submission of a notice of intent referred to in**
4 **subsection (c) is on or after the effective date of this**
5 **SECTION."**

6 Page 12, after line 41, begin a new paragraph and insert:
7 "SECTION 20. **An emergency is declared for this act.**".
8 Renumber all SECTIONS consecutively.
 (Reference is to SB 431 as printed February 21, 2007.)

Senator MEEKS